



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 37697-0035

Applicant: Edward W. MERRILL *et al.*

Confirmation No.: 7738

Appl. No.: 09/842,166

Examiner: C. Miller

Filing Date: April 26, 2001

Art Unit: 3738

Title: RADIATION AND MELT TREATED ULTRA HIGH MOLECULAR WEIGHT
POLYETHYLENE PROSTHETIC DEVICES

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**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56 and 37 CFR §1.97**

Commissioner for Patents
Washington, D.C. 20231

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TECHNOLOGY CENTER R3700

Sir:

Submitted herewith on Form PTO/SB/08A is a listing of documents known to applicants in order to comply with applicants' duty of disclosure pursuant to 37 C.F.R. §1.56 and §1.97. A copy of each of the listed documents are being submitted to comply with the provisions of 37 C.F.R. §1.97-1.99.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or is considered to be material to patentability as defined in 37 C.F.R. §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.

This Information Disclosure Statement is being filed after the mailing of a final action under §1.113 but before the mailing date of either (1) a notice of allowance under §1.311; or (2) an action that otherwise closes prosecution in the application. The required fee in the amount of \$180.00 in accordance with 37 CFR §1.17(p) is attached. The Commissioner is

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hereby authorized to charge any deficiency or to credit any overpayment to Deposit Account No. 08-1641.

Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with M.P.E.P. §609.

Respectfully submitted,



Date: September 20, 2002

HELLER EHRMAN WHITE & MCAULIFFE
1666 K Street, N.W., Suite 300
Washington, DC 20006
Phone: (202) 912-2000
Fax: (202) 912-2020

John P. Isacson
Attorney for Applicant
Reg. No. 33,715



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